



Agenda

Finance Committee Meeting
May 21, 2007 – 5:15 pm
City Council Chambers

ALL MEMBERS OF THE GOVERNING BODY HAVE BEEN INVITED TO ATTEND THIS MEETING.

AFTERNOON SESSION – 5:15 P.M.

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES:

APRIL 16, 2007

APRIL 18, 2007 SPECIAL FINANCE COMMITTEE AND BUDGET HEARINGS

APRIL 30, 2007

MAY 1, 2007 SPECIAL FINANCE COMMITTEE AND BUDGET HEARINGS

CITY CLERK'S OFFICE

DATE 5-18-07 TIME 1:50

SERVED BY Yolanda Green

RECEIVED BY Ramona Calley

INFORMATIONAL AGENDA:

CONSENT AGENDA:

6. BID OPENINGS:
 - A. BID NO. 07/43/B – MOBILE CONCRETE MIXER/DISPENSER FOR WATER DIVISION; CEMEN TECH, INC. (JAMES RODRIGUEZ)
 - B. BID NO. 07/47/B – COMPOST WINDROW TURNER FOR WASTEWATER MANAGEMENT DIVISION; MCCOURT & SONS EQUIPMENT, INC. (NICHOLAS SCHIAVO)
 - C. BID NO. 07/48/B – COMPOST FEEDSTOCK MIXER FOR WASTEWATER MANAGEMENT DIVISION; ROTO-MIX, LLC (NICHOLAS SCHIAVO)
7. REQUEST FOR APPROVAL OF GRANT AWARD – PRINCETON INTERNSHIPS IN CIVIC SERVICE PROGRAM (DEBRA GARCIA Y GRIEGO)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND



Agenda

Finance Committee Meeting
May 21, 2007 – 5:15 pm
City Council Chambers
Page 2

8. REQUEST FOR APPROVAL OF A RENEWAL OF FOURTEEN (14) PROFESSIONAL SERVICES AGREEMENTS – ARTS PROMOTION PROGRAM THROUGH 1% LODGERS' TAX (DEBRA GARCIA Y GRIEGO)
9. REQUEST FOR APPROVAL OF FOUR (4) CAPITAL OUTLAY AGREEMENTS FOR SENIOR DIVISION; STATE OF NEW MEXICO, NEW MEXICO AGING AND LONG-TERM SERVICES DEPARTMENT, 2006 LAWS OF NEW MEXICO (RON VIALPANDO)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND PROJECT FUNDS
10. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO GRANT AGREEMENT – SPECIAL APPROPRIATIONS PROJECT FOR MULTIPURPOSE PARK ON PASEO DE LA CONQUISTADORA AND TEEN ARTS CENTER AT RAILYARD PROPERTY; STATE OF NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION LOCAL GOVERNMENT DIVISION (DAVID CHAPMAN)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND
11. REQUEST FOR APPROVAL OF GRANT AGREEMENT – SANTA FE BOYS AND GIRLS CLUB FOR COMPUTER CLUBHOUSES; STATE OF NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION LOCAL GOVERNMENT DIVISION (DAVID CHAPMAN)
 - A. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – UTILIZING COMPUTER CLUBHOUSE PROGRAM FOR ALL BOYS AND GIRLS CLUB PARTICIPANTS; SANTA FE BOYS AND GIRLS CLUB (TERRIE RODRIGUEZ)
 - B. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND
12. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT – MEAL TRAYS FOR MEALS ON WHEELS PROGRAM FOR SENIOR DIVISION; OLIVER PRODUCTS (CARLOS SANDOVAL)
13. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO CONTRACT – CITYWIDE UTILITY PAVEMENT RESTORATION; ADVANTAGE ASPHALT AND SEAL COATING, LLC (EDWIN LOVATO)



Agenda

Finance Committee Meeting
May 21, 2007 – 5:15 pm
City Council Chambers
Page 3

14. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – RECYCLED ASPHALT PAVING OF GONZALES ROAD, LOS ARBOLES DRIVE, ARMIJO STREET AND CAMINO DE LOS MONTOYA'S; HOLLY ASPHALT COMPANY (ERIC MARTINEZ)
15. REQUEST FOR APPROVAL OF GRANT APPLICATION – AVIATION DRIVE SECURITY LIGHTING; NEW MEXICO DEPARTMENT OF TRANSPORTATION AVIATION DIVISION (JIM MONTMAN)
16. REQUEST FOR APPROVAL OF FUNDING AND BUDGET INCREASE FOR SANTA FE CIVIC HOUSING AUTHORITY TO PROVIDE IMPROVEMENTS FOR A TEMPORARY LOCATION FOR HOPEWELL-MANN COMMUNITY RESOURCE CENTER (KATHY MCCORMICK)
17. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – SANTA FE CONVENTION AND VISITORS BUREAU WEBSITE REDESIGN, REDEVELOPMENT AND MAINTENANCE; STUDIO X, INC. (TOM MAGUIRE)
18. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – PUBLIC RELATIONS SERVICES TO SANTA FE CONVENTION AND VISITORS BUREAU; LOCAS, INC. D/B/A STEVE LEWIS (TOM MAGUIRE)
19. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – ADVERTISING SERVICES FOR SANTA FE CONVENTION AND VISITORS BUREAU; VAUGHN WEDEEN CREATIVE, INC. (TOM MAGUIRE)
20. REQUEST FOR APPROVAL OF A RESOLUTION CREATING AN OFFICE OF FIRE CHAPLAIN (COUNCILOR HELDMEYER) (FIRE CHIEF CHRIS RIVERA)
21. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING TRANSIT DIVISION STAFF TO WORK WITH OTHER PUBLIC WORKS DEPARTMENT STAFF TO DEVELOP AND EXECUTE A PEDESTRIAN SAFETY AWARENESS CAMPAIGN AND TO EXAMINE PEDESTRIAN ROUTES TO BUS STOPS, IDENTIFY WHERE CAPITAL IMPROVEMENTS ARE REQUIRED TO FACILITATE SAFE ACCESS TO SUCH STOPS, PRIORITIZE NEEDED IMPROVEMENTS IN CONSULTATION WITH THE TRANSIT ADVISORY BOARD, AND RECOMMEND IMPLEMENTATION OF SUCH IMPROVEMENTS TO THE GOVERNING BODY (COUNCILORS CALVERT AND WURZBURGER) (JON BULTHUIS)



Agenda

Finance Committee Meeting
May 21, 2007 – 5:15 pm
City Council Chambers
Page 4

22. REQUEST FOR APPROVAL OF SUMMER INTERIM PARKING PLAN FOR EL MUSEO AND DOWNTOWN (WILLIAM HON)
23. REQUEST FOR APPROVAL OF 2007-2008 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT COMMISSION BLOCK GRANT (MELISA COLLETT)
(Public Hearing at City Council meeting of May 30, 2007)
24. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JUNE 27, 2007 OF AN ORDINANCE AMENDING SECTION 6-16.1 SFCC 1987 REGARDING THE MEMBERSHIP TERMS OF THE ETHICS AND CAMPAIGN REVIEW BOARD AND AMENDING SECTION 9-2.15 SFCC 1987 REGARDING THE POSTING OF POLITICAL SIGNS (MAYOR COSS) (FRANK KATZ AND YOLANDA VIGIL)

DISCUSSION:

25. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JUNE 27, 2007 OF AN ORDINANCE AMENDING SECTIONS 14-3.1 AND 14-3.4 SFCC 1987 REGARDING PETITION METHOD ANNEXATIONS AND SECTOR PLANS AND AMENDING THE DEFINITION OF SECTOR PLAN IN ARTICLE 14-12 SFCC 1987 (COUNCILOR CHAVEZ) (FRANK KATZ)
26. REQUEST FOR APPROVAL OF PROPOSAL FOR AN ALTERNATIVE MEANS OF COMPLIANCE FOR THE FIRST NATIONAL BANK PLAZA PROJECT (RON PACHECO)
27. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – PRODUCE AND MANAGE SANTA FE DESIGN WEEK 2007 (RFP #07/46/P); SOLUTION DEVELOPMENT (CRAIG FIELDS)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – ECONOMIC DEVELOPMENT FUND
28. REQUEST FOR APPROVAL OF RECOMMENDATION OF HOLIDAY SCHEDULE AT GCCC (LIZ ROYBAL)



Agenda

Finance Committee Meeting
May 21, 2007 – 5:15 pm
City Council Chambers
Page 5

29. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JUNE 27, 2007 OF AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF A CITY OF SANTA FE, NEW MEXICO INDUSTRIAL REVENUE BONDS (RIDGETOP ROAD, LLC PROJECT) SERIES 2007 IN THE MAXIMUM PRINCIPAL AMOUNT OF \$45,000,000 TO PROVIDE FUNDS TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN INDUSTRIAL REVENUE PROJECT; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE, LEASE AGREEMENT, BOND PURCHASE AGREEMENT, THE BOND AND OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF THE BOND AND THE PROJECT; MAKING CERTAIN DETERMINATIONS AND FINDINGS RELATING TO THE BOND AND THE PROJECT; RATIFYING CERTAIN ACTIONS TAKEN PREVIOUSLY; AND REPEALING ALL ACTIONS INCONSISTENT WITH THIS ORDINANCE (KATHRYN RAVELING)

RECESS:

CONTINUATION OF BUDGET HEARINGS



Agenda

Finance Committee Meeting
May 21, 2007 – 5:15 pm
City Council Chambers
Page 6

**BUDGET REVIEW HEARINGS WILL BE CONTINUED ON
MONDAY, MAY 21, 2007 AT 5:15 P.M.**

**ALL MEMBERS OF THE GOVERNING BODY HAVE BEEN INVITED TO ATTEND
THIS MEETING.**

30. REQUEST FOR APPROVAL OF THE CITY MANAGER'S RECOMMENDED OPERATING BUDGET FOR FISCAL YEAR 07/08 (KATHRYN RAVELING)
 - A. SUMMARY MEMO TO DATE OF FY 07/08 CITY MANAGER'S RECOMMENDED OPERATING BUDGET
 - B. HUMAN RESOURCES (PAGES 51 – 63)
 - C. COMMUNITY SERVICES (CONTINUED) (PAGES 135 – 155)
 1. GCCC – RATES
 - D. FINAL QUESTIONS ON DEPARTMENTS
 - E. NEW REVENUE SOURCES
 - ELECTION FOR NEW ¼% GRT
 - RECC FUNDING RESOLUTION AND AMENDMENT
 - STAFFING AND/OR ONLY EQUIPMENT
 - FIRE DEPARTMENT REVISED RECOMMENDATION
 - AMENDMENT FOR ALLOCATION FOR PARKS
31. MATTERS FROM THE COMMITTEE
32. ADJOURNMENT

Interpreter for hearing impaired is available through City Clerk's Office upon 5 days notice.

**SUMMARY OF ACTION
FINANCE COMMITTEE MEETING
Monday, May 21, 2007**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	1-2
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-5
APPROVAL OF MINUTES		
April 16, 2007	Approved	5
April 18, 2007 Special Finance	Approved	5
April 30, 2007	Approved	5
May 1, 2007 Special Finance	Approved	6
INFORMATIONAL AGENDA	Information/Discussion	6-7
<u>CONSENT AGENDA DISCUSSION</u>		
REQUEST FOR APPROVAL OF A RENEWAL OF FOURTEEN (14) PROFESSIONAL SERVICES AGREEMENTS – ARTS PROMOTION PROGRAM THROUGH 1% LODGERS' TAX	Approved [amended]	7
REQUEST FOR APPROVAL OF SUMMER INTERIM PARKING PLAN FOR EL MUSEO AND DOWNTOWN	Approved	7-8

ITEM

ACTION

PAGE

DISCUSSION AGENDA

**REQUEST FOR APPROVAL TO PUBLISH
NOTICE OF PUBLIC HEARING ON JUNE
27, 2007, OF AN ORDINANCE
AUTHORIZING THE ISSUANCE AND
SALE OF A CITY OF SANTA FE, NEW
MEXICO, INDUSTRIAL REVENUE BONDS
(RIDGETOP ROAD, LLC PROJECT),
SERIES 2007, IN THE MAXIMUM
PRINCIPAL AMOUNT OF \$45,000,000
TO PROVIDE FUNDS TO FINANCE
THE ACQUISITION, CONSTRUCTION
AND EQUIPPING OF AN INDUSTRIAL
REVENUE PROJECT; AUTHORIZING
THE EXECUTION AND DELIVERY OF
AN INDENTURE, LEASE AGREEMENT,
BOND PURCHASE AGREEMENT, THE
BOND AND OTHER DOCUMENTS IN
CONNECTION WITH THE ISSUANCE
OF THE BOND AND THE PROJECT;
MAKING CERTAIN DETERMINATIONS
AND FINDINGS RELATING TO THE BOND
AND THE PROJECT; RATIFYING
CERTAIN ACTIONS TAKEN
PREVIOUSLY; AND REPEALING ALL
ACTIONS INCONSISTENT WITH THIS
ORDINANCE**

Approved

8-12

**REQUEST FOR APPROVAL TO PUBLISH
NOTICE OF PUBLIC HEARING ON JUNE
27, 2007, OF AN ORDINANCE AMENDING
SECTIONS 14-3.1 AND 14-3.4 SFCC 1987,
REGARDING PETITION METHOD
ANNEXATIONS AND SECTOR PLANS AND
AMENDING THE DEFINITIONS OF SECTOR
PLAN IN ARTICLE 14-1 SFCC 1987**

Approved

12-13

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
REQUEST FOR APPROVAL OF PROPOSAL FOR AN ALTERNATIVE MEANS OF COMPLIANCE FOR THE FIRST NATIONAL BANK PLAZA PROJECT	Approved	13-16
REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – PRODUCE AND MANAGE SANTA FE DESIGN WEEK 2007 (RFP #07/46/P); SOLUTION DEVELOPMENT A. REQUEST FOR APPROVAL OF BUDGET INCREASE – ECONOMIC DEVELOPMENT FUND	Approved [amended]	16-18
REQUEST FOR APPROVAL OF RECOMMENDATION OF HOLIDAY SCHEDULE AT GCCC	Approved [amended]	18-21
<u>CONTINUATION OF BUDGET HEARINGS</u>		
REQUEST FOR APPROVAL OF THE CITY MANAGER’S RECOMMENDED OPERATING BUDGET FOR FISCAL YEAR 07/08		
SUMMARY MEMO TO DATE OF FY 07/08 CITY MANAGER’S RECOMMENDED OPERATING BUDGET	Information/discussion	22
HUMAN RESOURCES	Approved [amended]	22-25
COMMUNITY SERVICES GCCC RATES	Approved [amended]	25-26
FINAL QUESTIONS ON DEPARTMENTS	None	27

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
NEW REVENUE SOURCES		
RECC Funding Resolution & Amendment Staffing and/or only Equipment Fire Department Revised Recom. Amendment for Allocation for Parks	Approved [amended]	27-28
REAL ESTATE TRANSFER TAX [RETT] AND RECREATION TAX	Approved	28-30
ELECTION FOR NEW 1/4% GROSS RECEIPTS TAX	Postponed to 06/04/07	30-31
OTHER	Information/discussion	31-32
MATTERS FROM THE COMMITTEE	None	32
ADJOURNMENT		32

**MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE MEETING
Monday, May 21, 2007**

1. CALL TO ORDER

A regular meeting of the City of Santa Fe Finance Committee was called to order by Chair Karen Heldmeyer, at 5:15 p.m., on Monday, May 21, 2007, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Councilor Karen Heldmeyer, Chair
Councilor Christopher Calvert
Councilor Carmichael Dominguez
Councilor Matthew Ortiz
Councilor Rebecca Wurzbarger

OTHERS ATTENDING:

Galen Buller, City Manager
Kathryn Raveling, Finance Director
Yolanda Green, Finance Division
Melessia Helberg, Stenographer.

There was a quorum of the membership in attendance for the conducting of official business.

NOTE: All items in the Committee packets for all agenda items are incorporated herewith by reference. The original Committee packet is on file in the Finance Department.

3. APPROVAL OF AGENDA

Ms. Raveling said on Items #25 and #29, the dates are incorrect, because they have already been published for May 30th.

Councilor Ortiz asked why these are on the agenda.

Chair Heldmeyer said Item #25 is on the agenda because it has not been approved at any Committee, the two Committees who heard it wanted to make a change which was going to be introduced at this meeting, which presumably will make it acceptable. Item #29 is on the agenda

because it wasn't a formal notice of public hearing and it was a resolution we passed. However, there are issues with the bond documents which are going with this bond project which this Committee has not reviewed.

Councilor Ortiz asked if the proper agenda item and discussion for this item would be the actual ordinance with the ordinance language and not the request to publish.

Ms. Raveling said this is what should have happened, and this is an error on their part. It isn't really a request for approval of the ordinance.

Chair Heldmeyer said the ordinance wasn't available at the time the resolution was passed which staff treated as approval to publish notice. She asked if staff wants to give suggested language.

Ms. Raveling said it is just for discussion, because you really can't approve an ordinance which has already been published.

Ms. Raveling said staff would like to pull Items #17, #18 and #19 because there is a new Director coming on board, and hasn't had a chance to look at those.

Councilor Wurzbarger asked to add a new informational item directing staff regarding the response to the unsolved crimes against women in our community, and would like to move Item #29 as the second informational item.

Chair Heldmeyer said Item #29 isn't an informational item, and this Committee can make recommendations.

Councilor Wurzbarger then asked to move Item #29 to the top of the agenda so it would be the first item under discussion.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to approve the agenda as amended.

VOTE: The motion was approved unanimously on a voice vote.

4. APPROVAL OF CONSENT AGENDA

MOTION: Councilor Ortiz moved, seconded by Councilor Calvert, to approve the Consent Agenda as amended.

VOTE: The motion was approved unanimously on a voice vote

CONSENT AGENDA

5. **BID OPENINGS:**
 - A. **BID NO. 07/43/B – MOBILE CONCRETE MIXER/DISPENSER FOR WATER DIVISION; CEMENT TECH, INC. (JAMES RODRIGUEZ)**
 - B. **BID NO. 07/47/B – COMPOST WINDROW TURNER FOR WASTEWATER MANAGEMENT DIVISION; MCCOURT & SONS EQUIPMENT, INC. (NICHOLAS SCHIAVO)**
 - C. **BID NO. 07/48/B – COMPOST FEEDSTOCK MIXER FOR WASTEWATER MANAGEMENT DIVISION; ROTO-MIX, LLC. (NICHOLAS SCHIAVO)**
7. **REQUEST FOR APPROVAL OF GRANT AWARD – PRINCETON INTERNSHIPS IN CIVIL SERVICE PROGRAM. (DEBRA GARCIA Y GRIEGO)**
 - A. **REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND**
8. *[Removed for discussion by Councilor Wurzbarger]*
9. **REQUEST FOR APPROVAL OF FOUR (4) CAPITAL OUTLAY AGREEMENTS FOR SENIOR DIVISION; STATE OF NEW MEXICO, NEW MEXICO AGING AND LONG-TERM SERVICES DEPARTMENT, 2006 LAWS OF NEW MEXICO. (RON VIALPANDO)**
 - A. **REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND PROJECT FUNDS.**
10. **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO GRANT AGREEMENT – SPECIAL APPROPRIATIONS PROJECT FOR MULTIPURPOSE PARK ON PASEO DE LA CONQUISTADORA AND TEEN ARTS CENTER AT RAILYARD PROPERTY; STATE OF NEW MEXICO, DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION. (DAVID CHAPMAN)**
 - A. **REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.**
11. **REQUEST FOR APPROVAL OF GRANT AGREEMENT – SANTA FE BOYS AND GIRLS CLUB FOR COMPUTER CLUBHOUSES; STATE OF NEW MEXICO, DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION. (DAVID CHAPMAN)**
 - A. **REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – UTILIZING COMPUTER CLUBHOUSE PROGRAM FOR ALL BOYS AND GIRLS CLUB PARTICIPANTS; SANTA FE BOYS AND GIRLS CLUB. (TERRIE RODRIGUEZ)**

- B. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.**
- 12. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT – MEAL TRAYS FOR MEALS ON WHEELS PROGRAM FOR SENIOR DIVISION; OLIVER PRODUCTS. (CARLOS SANDOVAL)**
 - 13. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO CONTRACT – CITYWIDE UTILITY PAVEMENT RESTORATION; ADVANTAGE ASPHALT AND SEAL COATING, LLC. (EDWIN LOVATO)**
 - 14. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – RECYCLED ASPHALT PAVING OF GONZALES ROAD, LOS ARBOLES DRIVE, ARMIJO STREET AND CAMINO DE LOS MONTOYAS; HOLLY ASPHALT COMPANY. (ERIC MARTINEZ)**
 - 15. REQUEST FOR APPROVAL OF GRANT APPLICATION – AVIATION DRIVE SECURITY LIGHTING; NEW MEXICO DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION. (JIM MONTMAN)**
 - 16. REQUEST FOR APPROVAL OF FUNDING AND BUDGET INCREASE FOR SANTA FE CIVIC HOUSING AUTHORITY TO PROVIDE IMPROVEMENTS FOR A TEMPORARY LOCATION FOR HOPEWELL-MANN COMMUNITY RESOURCE CENTER. (KATHY MCCORMICK)**
 - 17. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – SANTA FE CONVENTION AND VISITORS BUREAU WEBSITE REDESIGN, REDEVELOPMENT AND MAINTENANCE; STUDIO X, INC. (TOM MAGUIRE) [This item was removed from the agenda]**
 - 18. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – PUBLIC RELATIONS SERVICES TO SANTA FE CONVENTION AND VISITORS BUREAU; LOCAS, INC. D/B/A STEVE LEWIS. (TOM MAGUIRE)**
 - 19. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – ADVERTISING SERVICES FOR SANT FE CONVENTION AND VISITORS BUREAU; VAUGHN WEDEEN CREATIVE, INC. (TOM MAGUIRE) [This item was removed from the agenda]**
 - 20. REQUEST FOR APPROVAL OF A RESOLUTION CREATING AN OFFICE OF FIRE CHAPLAIN (COUNCILOR HELDMEYER). (FIRE CHIEF CHRIS RIVERA)**

21. **REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING TRANSIT DIVISION STAFF TO WORK WITH OTHER PUBLIC WORKS DEPARTMENT STAFF TO DEVELOP AND EXECUTE A PEDESTRIAN SAFETY AWARENESS CAMPAIGN AND TO EXAMINE PEDESTRIAN ROUTES TO BUS STOPS, IDENTIFY WHERE CAPITAL IMPROVEMENTS ARE REQUIRED TO FACILITATE SAFE ACCESS TO SUCH STOPS, PRIORITIZE NEEDED IMPROVEMENTS IN CONSULTATION WITH THE TRANSIT ADVISORY BOARD, AND RECOMMEND IMPLEMENTATION OF SUCH IMPROVEMENTS TO THE GOVERNING BODY (COUNCILORS CALVERT AND WURZBURGER). (JON BULTHUIS)**
22. *[Removed for discussion by Councilor Wurzbarger]*
23. **REQUEST FOR APPROVAL OF 2007-2008 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT COMMISSION BLOCK GRANT. (MELISA COLLETT) (Public hearing at City Council meeting of May 30, 2007)**
24. **REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JUNE 27, 2007, OF AN ORDINANCE AMENDING SECTION 6-16.1 SFCC 1987, REGARDING THE MEMBERSHIP TERMS OF THE ETHICS AND CAMPAIGN REVIEW BOARD AND AMENDING SECTION 9-2.15 SFCC 1987, REGARDING THE POSTING OF POLITICAL SIGNS (MAYOR COSS). (FRANK KATZ AND YOLANDA VIGIL)**

5. APPROVAL OF MINUTES

APRIL 16, 2007

APRIL 18, 2007 SPECIAL FINANCE COMMITTEE AND BUDGET HEARINGS

APRIL 30, 2007

MAY 1, 2007 SPECIAL FINANCE COMMITTEE AND BUDGET HEARINGS

MOTION: Councilor Calvert moved, seconded by Councilor Dominguez, to approve the minutes of the April 16, 2007, meeting as submitted.

VOTE: The motion was approved unanimously on a voice vote.

MOTION: Councilor Dominguez moved, seconded by Councilor Calvert, to approve the minutes of the April 18, 2007 Special Finance Committee and Budget Hearings, as submitted.

VOTE: The motion was approved unanimously on a voice vote

MOTION: Councilor Calvert moved, seconded by Councilor Wurzburger, to approve the minutes of the April 30, 2007, meeting as submitted.

VOTE: The motion was approved unanimously on a voice vote.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the minutes of the May 1, 2007 Special Finance Committee and Budget Hearings, as submitted.

VOTE: The motion was approved unanimously on a voice vote

INFORMATIONAL AGENDA

A. DIRECTION TO STAFF WITH REGARD TO UNSOLVED CRIMES AGAINST WOMEN.

Councilor Wurzbarger gave the following six points of direction to staff, with regard to the issue of unsolved crimes against women in the community:

1. Direct the City Manager to allocate an increase in the Crime Stoppers award money from \$1,000 to \$5,000 from the City's General Fund, for information related to the arrest of the individual or individuals involved in recent attacks;
2. Direct the City Manager toward the use of overtime and flex time for the Police Department to prioritize solving these crimes;
3. Direct the City Manager to commit the use of any other City resource necessary to assist the Police Department as requested by the Chief of Police;
4. Direct staff to coordinate with state & county agencies to solve these crimes;
5. Direct staff to increase and continue the neighborhood watch efforts and neighborhood networks in their efforts to make the community safer; and
6. Direct staff to establish a no questions asked, free taxi ride program for women who would otherwise have to walk home late at night until this crisis is over.

Councilor Wurzbarger said she has reviewed these with the staff and Police Chief today.

Chair Heldmeyer said all items on this list are things which are within the purview of the City Manager to deal with, and the budget issues are within the existing contracts or within his discretionary power. She said several Councilors and all the women Councilors spoke with Mr. Buller this weekend and are concerned about this issue. We have been hearing from our constituents as well as from constituents from the areas where these crimes have been focused. All of these are things with which we can go forward.

Chair Heldmeyer thanked Wurzburger for compiling all of these things in a single list so it can be given to the City Manager this evening.

Mr. Buller said he will take these points as direction and begin implementation.

CONSENT AGENDA DISCUSSION

8. REQUEST FOR APPROVAL OF A RENEWAL OF FOURTEEN (14) PROFESSIONAL SERVICES AGREEMENTS – ARTS PROMOTION PROGRAM THROUGH 1% LODGERS' TAX. (DEBRA GARCIA Y GRIEGO)

MOTION: Wurzburger moved, seconded by Councilor Dominguez, to approve this request with the condition that prior to the City Council meeting, staff provides a clarification in terms of detailed measurable objectives as to how each of these programs "plays a role in the promotion of tourism."

DISCUSSION: Councilor Wurzburger said she wants to be clear that all of these funds are tied to economic development, particularly tourism, with specific measurable objectives.

VOTE: The motion was approved unanimously on a voice vote.

22. REQUEST FOR APPROVAL OF SUMMER INTERIM PARKING PLAN FOR EL MUSEO AND DOWNTOWN. (WILLIAM HON)

A copy of "Parking and Getting Around Downtown," distributed by Albert Martinez, is incorporated herewith to these minutes as Exhibit "1."

Councilor Wurzburger asked how this plan will impact downtown businesses.

Mr. Martinez said they will be utilizing parking outside of the downtown area and the reason for shuttle service – Ft. Marcy, minimal use of Sandoval, the Cathedral, and St. John's Methodist.

Councilor Wurzburger asked the size of the Sandoval Garage. Mr. Martinez said it is 400 spaces, and we will only be using 100 spaces.

Councilor Wurzburger wants to be sure we're not using spaces which would be used for people coming downtown to local businesses. She wants assurance that it won't negatively drain parking for downtown businesses. Mr. Martinez said it won't. They want to send the map out to the show providers [Exhibit "1"] to let them know this will be out there for their use.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Ortiz, to approve this request.

DISCUSSION: Chair Heldmeyer said we are encouraging people to use Ft. Marcy. In light of the previous item, what happens if it is late and people may have to wait to get picked up from that lot – how long does the shuttle run and if they've missed the shuttle what are their options.

Mr. Martinez said most of the shuttles end at 8:30 p.m., but they would like to run to 9:30 p.m.. If there is someone after that, there will be an emergency number people can call to be picked up.

Chair Heldmeyer asked where they can get that number. Mr. Martinez said it will be at the shuttle and at the lots, so they can get those numbers when they park.

Councilor Wurzbarger said people like to eat after 7:00 p.m., and she would like consideration given to extending the time a little later, and that can be based on the number of calls received.

Chair Heldmeyer said the Ft. Marcy parking lot is close to Fire Station #1, which would give them somewhere to go in an emergency.

VOTE: The motion was approved unanimously on a voice vote.

DISCUSSION AGENDA

- 29. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JUNE 27, 2007, OF AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF A CITY OF SANTA FE, NEW MEXICO, INDUSTRIAL REVENUE BONDS (RIDGETOP ROAD, LLC PROJECT), SERIES 2007, IN THE MAXIMUM PRINCIPAL AMOUNT OF \$45,000,000 TO PROVIDE FUNDS TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN INDUSTRIAL REVENUE PROJECT; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE, LEASE AGREEMENT, BOND PURCHASE AGREEMENT, THE BOND AND OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF THE BOND AND THE PROJECT; MAKING CERTAIN DETERMINATIONS AND FINDINGS RELATING TO THE BOND AND THE PROJECT; RATIFYING CERTAIN ACTIONS TAKEN PREVIOUSLY; AND REPEALING ALL ACTIONS INCONSISTENT WITH THIS ORDINANCE. (KATHRYN RAVELING)**

Councilor Calvert said he has had communications from people in contention to the architectural conformity of this, and asked Mr. Katz if this has been reviewed by staff.

Mr. Katz said he doesn't know whether staff has reviewed whether they believe that the architecture is the right style. This isn't something with which he is particular concerned for this particular issue, except to read the indemnity provision carefully, to ensure that if someone later decides they don't like the architecture and sues, it won't be our problem.

Responding to Councilor Calvert, Mr. Katz said he is comfortable with the indemnity provision.

Councilor Ortiz said if we're looking at the indemnity provision, he would also like some research done on the issue of claim preclusion and/or estoppel. He said previously, in discussing the land use approval, certain people raised this very issue, and that was in front of us when we did the land development approvals and ultimately voted for approval. He would like to know whether or not these issues are already precluded because they were brought up, raised and the subject of an appeal which those particular residents lost.

Mr. Katz said he will do so. It is his understanding, noting this is a somewhat confusing case and he is lost in the details, that the Thornburg parties and the City were dismissed from the case early on because they owned no property there, and he is entirely unsure how this would play, and adds a quirk to it.

Councilor Ortiz said the issue has been brought up at the eleventh hour by some of the residents who are saying they are going to sue the City or pursue some sort of class action against Thornburg and the City on the definition of "new/old style." He said the Council had this discussion when we heard that land development case. He asked Mr. Katz to research whether the fact that it was raised and decided will have any affect or bearing on the actual merits of the threatened litigation.

Chair Heldmeyer quoted from page 72 of the packet "The enforceability of indemnity provisions in the bond documents may be limited by considerations of public policy." She asked what this means.

Mr. Katz said he suspects that if the City did something really bad, it probably couldn't say we are indemnified from it, although he doesn't know specifically the origin of this language and the basis of it.

Chair Heldmeyer wants this researched, saying it's not exactly good public policy.

Mr. Katz said that's not what he would think that it would mean.

Councilor Ortiz said when the resolution was passed on this bond, we promised the public that we would hold public hearings, and asked if this is the first attempt at doing the public hearings. He said he is a bit confused because there is a Notice of Publication, and asked if we have the final ordinance. He said Dwayne Brown usually has a packet of information with the ordinance, and other information which is what we consider. He asked when there will be public comment on the ordinance.

Chair Heldmeyer said only at Council. Mr. Katz agreed.

Councilor Ortiz asked if the Chair didn't want public comment on this item.

Chair Heldmeyer said she thought it was more important for this Committee to have an opportunity to address some of the issues which have been raised in emails from the Thornburg Company and other entities. Also, we are still on budget, so in the fullness of time, it's a public hearing at Council, and she figured this is where these things would come out, but she felt that questions about some of the issues would come out here and would inform that discussion.

Councilor Ortiz said the only issue of which he is aware is the threatened litigation by the residents who didn't want this project to begin with, and asked if there are issues other than the new/old architectural style issue.

Chair Heldmeyer said there are other issues. She received an email from David Miller that they [Thornburg] are in negotiations with various parties about whether or not they would pay the equivalent of property tax to these various entities. When everyone finished talking about indemnity, she will ask David Miller to comment on the negotiations.

Chair Heldmeyer said the other issue was one raised by Councilor Bushee and herself which was the issue of clawback provisions.

Councilor Ortiz said he knew about that, and asked if there are other issues.

Chair Heldmeyer said because this is going through in a different way, there was a resolution which was a request to publish, and there were questions raised during that resolution, and this seemed to be the only place these questions could be discussed before the public hearing at Council.

Dwayne Brown, Bond Counsel, reviewed the Industrial Revenue Bond process as opposed to the CIP or water and sewer bonds and such. In this case, the City adopted an inducement resolution which replaces the normal request to publish, and results in the same situation. You have the inducement resolution already adopted where members of public and Council were able to speak as to matters they wanted considered. When we normally do a bond issue at the request to publish stage, you have the same thing. In both circumstances, we wind up with one, full blown, advance notice of public hearing and intent to adopt the ordinance. We're doing the same thing here we do in regular bond issues, it just has a slightly different procedural cast to it.

Responding to the Chair, Mr. Brown said everything in tonight's packet will be everything that will be in the Council packet. In this case, you aren't doing a public marketing of the bonds, so the interest rate and other details we usually bring, are already taken care of. With regard to the language regarding the exception to public policy with regard to indemnification, this is a standard provision which is included in opinions because judges tend to make their own view of what is appropriate public policy on occasion. The language you are reading is an exception to the opinion of bond counsel which the Brownstein firm will give this time.

Mr. Brown said the clawback provisions included in these documents are modeled exactly after the clawback provisions included in the City of Albuquerque transactions, and are reasonably standard.

Perry Bendickson said the clawback provisions are taken exactly from the recent bond issue by the City of Albuquerque for Clips Aviation.

Chair Heldmeyer asked Mr. Katz if he considers these to be sufficient protection for the City of Santa Fe.

Mr. Katz said these are classic clawback provisions, and are appropriate, and if this what the City desires, an appropriate provision to include.

David Miller, Thornburg, said they wanted to be absolutely responsive to your individual and other Councilors' comments, even though the Resolution passed 5-2 with one abstention. Their approach from the outset has been to be community minded. They met individually with each and every one of the Santa Fe Public School board members, and collectively made a presentation to them. As a result of those discussions the SF School Board voted 4-0, with one abstention, noting the one abstention was based on that member's investments in Thornburg companies, in favor of their supporting the request through the City Council that they vote in favor of the ordinance that's in discussion. He said he invited, or tried to invite Chairman Montañio, but couldn't contact him. He assured the Committee that he is giving an accurate representation of the meeting which took place last week.

Chair Heldmeyer asked if Thornburg has committed to giving a particular amount of money to the Santa Fe Public Schools in lieu of paying property taxes, and if so, what is that amount.

Mr. Miller said yes, and the amount is \$45,000.

Chair Heldmeyer said Mr. Miller also sent her an email saying they were in discussions with the Santa Fe Community College, and asked if anything has come of those discussions.

Mr. Miller said he has scheduled meetings on Wednesday and Thursday, and open discussion with the College Board followed by a formal discussion at their board meeting.

Chair Heldmeyer asked if there will be written, signed agreements between the different entities.

Mr. Miller said with regard to the Santa Fe Public Schools, it is a vote that is on their record, and there is nothing written beyond that. The second with the Community College is to be determined. He said, "We're good to our word and good to our commitment."

Mr. Miller said it's not solely a matter of money with the Schools that Thornburg has

committed to, and he looks forward to a strategic alliance to help them solve some of their greater issues which aren't solely financial.

Chair Heldmeyer said there were different characterizations of that meeting by different board members and the reason she wants Mr. Miller's characterization, so when she gets the minutes she'll see what happened.

Mr. Miller said they were all supportive and there is no question about that characterization, noting they were all in agreement and Councilor Dominguez can attest to that as well. It was all very cordial and not any way other than what he is describing, and was very positive.

Councilor Dominguez said he attended that meeting and concurs with Mr. Miller, and although there was discussion, the tone of it was in support of what it is we're trying to do.

Chair Heldmeyer said there seems to be a little difference about what people think they may have agreed to, and looks forward to seeing the minutes.

Chair Heldmeyer asked where in these documents is the amount pledged to City which is supposed to make up for the property tax we are supposed to receive.

Mr. Katz said it is in the Lease Agreement on page 8, and it is the actual amount which would have been due had it been subject to tax. Ms. Raveling said it is on page 39 of the Committee packet. Responding to Chair Heldmeyer, Mr. Katz said the amount will simply be what the tax would have been had it not been exempt.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Dominguez, to approve this request and move it forward.

VOTE: The motion was approved unanimously on a voice vote.

25. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JUNE 27, 2007, OF AN ORDINANCE AMENDING SECTIONS 14-3.1 AND 14-3.4 SFCC 1987, REGARDING PETITION METHOD ANNEXATIONS AND SECTOR PLANS AND AMENDING THE DEFINITIONS OF SECTOR PLAN IN ARTICLE 14-1 SFCC 1987 (COUNCILOR CHAVEZ). (FRANK KATZ)

MOTION: Councilor Ortiz moved, seconded by Councilor Calvert, to approve this request with the amendments in the packet.

DISCUSSION: Councilor Wurzbarger asked the impact of this change.

Mr. Katz said it is not a change, and leaves the law as what he thinks it exactly is now, and

requires an ENN even for a Boundary Commission annexation, but it does not require a hearing before the governing body or the planning commission. The representatives from Las Soleras have filed a declaratory judgment against the City in District Court saying we didn't follow our rules, and didn't have a hearing before the Planning Commission. It is his contention that we don't need a hearing before the Planning Commission for a Boundary Commission annexation. Today, he filed a Summary Judgment Motion in this case so stating. This just makes it absolutely clear so we can avoid lawsuits.

Chair Heldmeyer said in making it clear, the ENN meetings were left out, and those have been restored.

VOTE: The motion was approved unanimously on a voice vote.

**26. REQUEST FOR APPROVAL OF PROPOSAL FOR AN ALTERNATIVE MEANS OF COMPLIANCE FOR THE FIRST NATIONAL BANK PLAZA PROJECT.
(RON PACHECO)**

Ron Pacheco presented information regarding this matter to the Committee.

Councilor Calvert pointed out that staff was directed to take the initiative at Public Works. Mr. Pacheco said this is correct. However, they believe with the changes to be proposed, this project will fall under those, but they didn't want to stop the applicant from moving forward on their own terms, so staff has allowed this to be here.

Councilor Calvert reiterated that was the motion at Public Works, that it proceed with staff coming forward with the necessary ordinance changes to make it official and implement it.

Councilor Wurzbarger asked who did the calculations on the eight units, the two mile radius and the \$204,000, noting this is the first time she's seen this, and asked if this is the sales price. Mr. Pacheco said yes.

Responding to Councilor Wurzbarger, Mr. Pacheco said she is referring to conditions where we would select property within two miles of downtown, and believes the \$204,000 price is a best estimation.

Councilor Wurzbarger said, then we believe we can find a lot and build a house for \$204,000.

Kathryn McCormick said they anticipated they would be able to acquire and rehab a unit and it would have some buy down from this source of funds, as a well as a mortgage on top of it, and the other mortgage down-payment assistance is obtained from other programs. She said this is an example of how we can leverage the funds.

Councilor Wurzbarger said she has felt strongly about having housing in the same areas and not doing fees in lieu. However, as we have evolved to needing more and more housing, and given the cost of downtown housing, it is an adequate tradeoff to her to get eight units, but she would not support this if we suddenly decide we are getting three units. She is supportive of this in concept, but she wants to ensure we will get eight units. The question is if this is a real number which will produce eight units, or will it give us four, and if so, she isn't supportive.

Councilor Ortiz said he voted against this at Public Works. The issue about fee in lieu was thoroughly hashed out when we did the Santa Fe Homes Program, and was deleted specifically. He said what we are doing here is an administrative reversal of what the law currently allows. He understands the hoops staff "jumped through" to allow this applicant to bring this forward. He said this policy has not been changed in the Santa Fe Homes Program, and until it is changed, what we are doing here is afieled of the requirement of the Homes Program.

Councilor Ortiz said if we're talking about two miles from this particular project, that narrows the window, but if we're talking about two miles from the BDC, we could get eight units in Hopewell-Mann. He said two miles from the BCD isn't as close to downtown as we discussed. He said you told the Church it had to put houses downtown and it had to comply with the Homes program, and yet this applicant comes forward and says it has a different way. This option wasn't given to the Church when it proposed its project. He said this is a policy decision which needs to be changed by ordinance, and not through this administrative procedure. This is the basis for his vote at Public Works, and he will continue to be consistent and he will vote against this.

Councilor Ortiz pointed out that the provision for alternative means of compliance was for hardship cases where it would impose a burden or there were special, unusual circumstances, and those are the exceptions we discussed for fee in lieu and we decided against it.

Councilor Wurzbarger asked how long it would take to change the ordinance.

Ms. McCormick said they are very close to finishing the ordinance, and will be meeting with Ms. Price on Wednesday to clarify language on low priced dwelling units, as well as to make a proposal to clarify the alternative means of compliance. She said there are several changes they want to make to the Homes Program, and will be bringing those to the first Public Works meeting in June and it will then work its way through the process.

Councilor Calvert said it would have been helpful to have the wording of actual motion which was made in the packet, and not just the same packet we had at Public Works. He said the motion the Committee made was for approval in concept, subject to the amendments to the ordinance coming before the Committee other than in concept.

Chair Heldmeyer said she has never made an impassioned speech about affordable housing downtown, because it is problematic issue. When the proposed Downtown Master Plan

was going before the public, everyone said it would be nice to have locally serving housing downtown but, "we just don't know if you're going to get it or not." She is concerned, in addition to the issues Councilor Ortiz addressed, about the idyllic idea of affordable housing downtown. She said projects have come through with promises about housing for local people downtown, but the housing turns out to be fractional ownership, short term rentals, in short anything but housing for local people.

She said the claim is being here that they could provide housing, but they will give us this money and "if you can just get these people away from us, you can provide more housing for more people and we don't have to bother with them." She is unsure this is the point of view we want to take, and as Councilor Ortiz said, if we're taking that point of view then we need to change the ordinance because this was a big point of discussion when the Homes Program came out. There was general agreement at the time that we didn't just want to provide money. She said if we continue to do this, people will use this idea of housing downtown to push for the size, height and density they want in their development. However, if it isn't housing, should we be treating it as such. She would have voted against it if she had been on Public Works.

Councilor Dominguez said, for example, as a first time homebuyer if he qualifies for the one affordable unit, what happens.

Mr. Pacheco said in that case, if you qualify, we would want to ensure that your family size matched the unit. If so, we could get up to three people in a two-bedroom unit, and there would be a family living above First National Bank on the Plaza. He said when this was brought to him, he was asked if he wanted to help one family end up on a home on the Plaza, or would he like to leverage this money and try and help up to eight families get a home downtown. He wanted to help one family, until he realized he could leverage this money into several more units downtown which is a good idea.

Councilor Dominguez asked the requirement to stay in that unit.

Mr. Pacheco said once in that home, it would be yours until you decided to sell. One of the goals of affordable housing is to ensure affordable buyers are treated just like any other buyer. You would have the opportunity down the road to leverage any equity to buy into a larger home.

Councilor Dominguez pointed out that a home downtown would leverage some steep equity.

Mr. Pacheco said the shared equity lien would remain in place and not change. If you were to sell and move on, we would be obligated to place another family in that unit.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to approve this request subject to the conditions specified by the Public Works committee, and with verification that the number of affordable units will be eight.

DISCUSSION: Councilor Calvert said he is always in favor of product rather than in lieu of, but staff had a work session with the Council to develop a fee in lieu of because they could foresee a time when they would need that flexibility. He said, unlike the Archdiocese development which has enough mass to support some affordable housing in the downtown core, this is one unit which would be there isolated without support structure around them, and they would have to drive everywhere. He would have no problem in amending this to make the affordable housing within a two-mile radius of the project.

VOTE: The motion was approved on a voice vote, with Councilors Dominguez, Calvert and Wurzburger voting for the motion and Councilor Ortiz voting against.

EXPLAINING THE ACTION: Councilor Wurzburger said this would be subject to the conditions specified by the Public Works committee, that it's subject to redoing the ordinance and it isn't just a "flat out" approval, and with the proper recommendation being provided to her at the City Council on the number of units.

Responding to Councilor Wurzburger, Karl Sommer said he understood the motion.

**27. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT –
PRODUCE AND MANAGE SANTA FE DESIGN WEEK 2007 (RFP #07/46/P);
SOLUTION DEVELOPMENT (CRAIG FIELS)
A. REQUEST FOR APPROVAL OF BUDGET INCREASE – ECONOMIC
DEVELOPMENT FUND**

A Memorandum dated May 21, 2007, with attachments, to the Finance Committee from Craig Fiels, Economic Development Department, is incorporated herewith to these minutes as Exhibit "2."

Chair Heldmeyer said then you're going to look at the overall economy, and if it's better it's due to Design Week. Mr. Fiels said no. Chair Heldmeyer asked how he will look at it.

Mr. Fiels said the BBER Study which was completed in January 2007, outlined the metrics to be used to collect on the design industry with which we're working in order to gauge success.

Chair Heldmeyer asked the causal link between the increase in revenue and Design Week, and how can you tell it was Design Week which caused everyone to make a lot of money, and the question Councilor Wurzburger wanted answered. She doesn't believe this was exactly addressed.

Mr. Fiels said BBER, in its report, looked at several different sets of data as indicated, and other demographic information. He said all data and information can be used to judge the efficacy of Design Week and its success.

Councilor Wurzbarger said she has no problem with the concept and the design. She does have a problem with developing measures with which we would all be comfortable. The measures she doesn't see are: how many people came who are not from here, how many nights did they spend and how much money did they spend. This is a traditional measure of economic development with respect to tourism. She said she would presume that tourism and economic development related to tourism still is a variable. She isn't interested in funding another BBER Report which gives us generic data. She said the process data can be collected by many associated with this project and she doesn't want to pay BBER for that again. She doesn't know how you will make the generic connection between the number of design businesses we had last year and the number you will have this year. She still wants additional measures – concrete information specific to Santa Fe and not generic industry data. She asked what we are anticipating paying to BBER.

Mr. Fiels said we are not anticipating paying this year, and he hasn't thought about how much to pay them for a contract. He said the attached evaluation form will provide the necessary data.

Councilor Wurzbarger suggested they spend time as a team before Council next week to develop similar kinds of measures for the industry, those businesses which are being showcased, which is the other side which is missing.

Mr. Fiels said they will be getting specific industry-wide data for the various design industries, as well as using specific tools with which to gather information from those businesses, those designers participating in design week.

Councilor Wurzbarger said she wants staff ideas on what the measures will be – the number of jobs for example.

Naomi Woodspring, Solution Development, said Solution Development has the capacity to develop measurements and has already set goals, and have a baseline from last year. It is intended to do plan satisfaction surveys in addition. There will be a required registration page on line, and you can't come to the conference without completing the registration, which will capture all the information.

Councilor Wurzbarger also wants to know the result – how did it impact your business, did you hire more people, did you have more jobs, did you make more money – these specific questions, not statistical analysis of the industry in general.

Ms. Woodspring said there are different groups to capture. There will also be forms at the fashion and jewelry truck show, and the totals so we know how much GRT was captured, the number of business contacts and such. People will have these forms way prior to Design Week, so they have in their minds what they need to do to complete their part in being there.

Councilor Wurzbarger wants this aspect summarized before Council.

Chair Heldmeyer is concerned, given the amount which was spent last year, that we will be bringing people from Mexico and Argentina, and asked if this is this the year to do that, or should we be starting from scratch and looking to our own local backyard before expanding outward.

Ms. Woodspring said they are matching speakers to sponsors and doing this strategically. They are matching particular speakers to the interests of particular sponsors who will pay for them to come here. She said many speakers from outside the United States have a different idea of how much they should be paid for their presence.

Chair Heldmeyer said if you have sponsors, she won't argue, but the focus should be on getting this thing done right without grander expectations, with a focus on the local people in whatever field. Chair Heldmeyer said she doesn't want a balance, she wants mostly local people.

Councilor Wurzbarger said she doesn't want just local people because she wants GRT from people coming to this function. The initial intention for Design Week was to use it to showcase the art and artists and creativity of Santa Fe. She wants to see a push toward getting people to come and experience Santa Fe as the creative center it is.

Chair Heldmeyer said this is as opposed to trying to be all things to all people which was the problem previously.

Councilor Wurzbarger asked if there is a possibility of having people register way early on, so we have a better sense of who's coming, noting that starting late has been a problem in the past.

Ms. Woodspring said there are plans to do that. Ms. Woodspring said a number of Councilors, including the Chair, weighed in with some excellent and significant impact. She and the team aggressively pursued the design industry to get input, and all of this was folded into this plan.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Ortiz, to approve this request, on the condition that different measures be provided other than the BBER measures listed on page 1 of the Staff Memorandum, and those you spoke about, and she would like these reflected in the Council presentation.

VOTE: The Motion was approved unanimously on a voice vote.

27. REQUEST FOR APPROVAL OF RECOMMENDATION OF HOLIDAY SCHEDULE AT GCCC. (LIZ ROYBAL)

Ms. Roybal presented information regarding this matter, and said the recommendation for hours is the same as contained in her Memorandum of April 16, 2007.

Councilor Dominguez thought the issue of going from enterprise to a special revenue fund was something we were discussing in the budget process.

Chair Heldmeyer said this is correct, but we are sort of bifurcating the issues.

Councilor Dominguez said this was being discussed in an effort not to increase the fees, and asked if this is one reason she is suggested the new schedule.

Ms. Roybal said this is correct, and the rate structure and holidays both connect to the issue of being a special revenue fund.

Chair Heldmeyer asked if the Committee would like to talk about this in relationship to Item 30(C) which are the GCCC rates.

MOTION: Councilor Calvert moved, seconded by Councilor Ortiz, to sever the issue of the rate structure to be included in the budget discussion.

VOTE: The motion was approved unanimously on a voice vote.

Chair Heldmeyer said if nobody comes, no money is saved or made, but Ms. Roybal is saying on all but these five holidays, it breaks even.

Responding to Councilor Ortiz, Ms. Roybal said the five holidays are Memorial Day, Labor Day, Martin Luther King Day, 4th of July and Fiesta afternoon or Good Friday [she believes]. She said GCCC is the only facility open on these days.

Councilor Ortiz said the holiday schedule puts a financial burden on the Center, and he is in favor of closing on any holidays where we don't make money – with plenty of advance notice to the public.

Chair Heldmeyer said in discussions with Ms. Sandoval, one possibility proposed would be to rotate between the different recreational facilities. However she felt this would be unwieldy because it would be difficult for people to remember who was open when. Another option would be, instead of opening GCCC on holidays, to designate another recreational center which doesn't have the huge overhead of GCCC.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger for purposes of discussion, to choose Option A.

DISCUSSION: Councilor Wurzbarger said she likes Option B, which is all holidays, because it would be nice for staff to be with their families on holidays.

Councilor Calvert said the reason he limited it to the five is that we lose money on these, and we don't lose money on the others.

Chair Heldmeyer said we would lose less money if we kept a less expensive facility open.

Ms. Roybal said she compared payroll vs. revenue on the holidays, and they are in the black on all but these holidays, but only marginally.

Councilor Dominguez pointed out that we are providing a service, and as long as we're not in the red on those holidays, people are using the facilities.

David Soveranez spoke about revenues, noting on Easter Sunday at Ft. Marcy there were total revenues of \$52, Salvador Perez had \$26. He said these facilities are being staffed by people being paid \$17 per hour.

Councilor Calvert suggested closing on Easter Sunday as well.

Ms. Roybal said it is less confusing to just close all facilities on all holidays, as well as allowing staff finally get to spend time with their families on holidays.

Chair Heldmeyer asked minimum staffing for other holidays. Ms. Roybal said it is necessary to have adequate staff, such as lifeguards, to ensure safety. However, the staff is a skeleton crew, but the overtime, holiday pay is significant.

Ms. Rodriguez said one of the things which has been discussed in Recreation is to have Salvador Perez open, but rotate staff and have service at only one facility, and close all other facilities.

Councilor Dominguez said this would only work if GCCC were moved from enterprise to a special revenue fund. Councilor Dominguez asked how Option A or B is impacted in moving from enterprise to special revenue.

Ms. Raveling said it is not impacted.

Responding to Councilor Calvert, Chair Heldmeyer said Option C is keeping only Salvador Perez open on holidays and rotating staff. The ice rink, indoor walking track or other GCCC amenities would not be available on holidays.

AMENDED MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to revise the holiday schedule so that holiday service is provided at Salvador Perez on all holidays, with staff being rotated.

DISCUSSION ON AMENDED MOTION: Councilor Calvert said he can support the amended motion, subject to reviewing this action in "short order." He doesn't want to keep it open on all holidays at Salvador Perez if it isn't making money.

Mr. Soveranez said staff needs direction from the Committee with regard to what it wants at recreational facilities. He said no facility will make money on a holiday. He said employees are

advised they may have to work holidays when they are hired, and this isn't his concern. His concern is that they lose "big time" money. However, if you want to be frugal and save money, then close the facility. If you want to provide service, then keep them open, commenting that there will be a few swimmers.

Chair Heldmeyer said what the City thinks are holidays isn't necessarily what the rest of the world thinks are holidays, and one reason Ms. Roybal did the study. One of the things that study demonstrated is that on the days which are known as "picnic holidays," nobody would come. She asked if there are such days where there is a reasonable attendance.

Mr. Soveranez said there is Good Friday, Fiesta Friday, State Fair Friday and Easter. He said they close on Fiesta Friday because of Zozobra and nobody ever complains about that. However, there are complaints if we close on Easter.

Responding to the Chair, Mr. Soveranez said Veterans' Day is a City holiday, and they close Ft. Marcy and Salvador Perez to avoid paying double time for holidays.

MOTION: Councilor Wurzbarger moved that all facilities be closed on all City observed holidays and that we review this policy in six months. THE MOTION DIED FOR LACK OF A SECOND.

RESTATEMENT OF THE MAIN MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to close GCCC on all City defined holidays and on those holidays where previously GCCC has been open and making money, that all services be consolidated to Salvador Perez and rotate staff to cover as needed, with a six-month review.

FRIENDLY AMENDMENT: Mr. Soveranez would like to exclude the Bicentennial outside pool, because that is open all summer, including holidays. **The amendment was friendly to the maker and second, and there was no objection from other members of the Committee.**

FRIENDLY AMENDMENT: Ms. Roybal would like the action to designate an effective date for this policy. Chair Heldmeyer suggested starting at the beginning of the new fiscal year. **The amendment was friendly to the maker and second, and there was no objection from other members of the Committee.**

VOTE: The motion, as amended, was approved on a voice vote.

Councilor Ortiz said for clarity, to provide a calendar with these holidays so we can see in different format. Ms. Roybal said that was in the last packet.

Chair Heldmeyer suggested that all of this be available when it goes to the City Council.

Recess 6:55 p.m. to 7:05 p.m.

CONTINUATION OF BUDGET HEARINGS

30. REQUEST FOR APPROVAL OF THE CITY MANAGER'S RECOMMENDED OPERATING BUDGET FOR FISCAL YEAR AG

A. SUMMARY MEMO TO DATE OF FY 07/08 CITY MANAGER'S RECOMMENDED OPERATING BUDGET.

Galen Buller, City Manager, and Kathryn Raveling, Finance Director, reviewed the information in the May 15, 2007 Memorandum to the Finance Committee.

B. HUMAN RESOURCES

Councilor Calvert said one of the reasons this is still around is because he made such an issue last time. He would offer as a compromise, if we pursue additional revenue sources, and if those are successful, he would like to allocate a certain percentage of the revenue which is produced to overhead/administration. We haven't been doing this previously to cover related costs of expansions, and we need to be sure these are covered with revenue allocated from the new sources.

Responding to the Chair, Mr. Buller said we deal with increased overhead by absorbing the costs, although the enterprise funds have more flexibility, as opposed to the General Fund which has little or no flexibility.

Ms. Raveling would like to add the departments referenced by Councilor Calvert – ITT, Finance and HR – none of which have received any new positions for at least 10 years, and some have lost positions. It is not realistic to assume we can keep on doing this. She said there have been efficiencies, or we wouldn't have been able to do what we've done in the face of the growth of the City and remaining flat in personnel or losing personnel. She would like to support the H.R. finance computer system ASI. This will be a huge project just getting this up and running without bugs or errors. She doesn't know how ITT can get the big projects up and running, such as Planning and Land Use, the Fleet Management System and such.

Chair Heldmeyer asked the source of revenue to do this.

Ms. Raveling said, as suggested by Councilor Calvert, every time we look at new revenues we should be allocating funds for support. She said we can use cash balances, with the risk that we are building staffing with one time revenues.

Councilor Wurzbarger said she doesn't believe what Ms. Raveling said contradicts the recommendation. She believes the compensation study is important, and believes Bill can help with this, and believes this can be a large part of what he contributes to the City based on his experience. She is comfortable with the recommendation here for this year as it is and she is also

comfortable with the recommendation to look at a "first cut" from new income whatever the source.

Chair Heldmeyer said then your recommendation is that the consultant would be paid from cash balances, but you aren't recommending somebody to do the ongoing troubleshooting on the computer system.

Ms. Raveling said she is making that recommendation only because it is desperately needed, and said Finance, H.R. and ITT would benefit from this.

Councilor Wurzbarger said if the compensation study identified an existing disparity, then we will find the money through the compensation study to pay for the position, if we have the courage to rectify the disparity.

Chair Heldmeyer asked Ms. Raveling if she has any feel for the amount of the overhead percentage at City Hall. Ms. Raveling said she does not, because those numbers haven't been done, but that can be done by Council – develop a methodology to determine that.

Responding to the Chair, Councilor Calvert said he is speaking of both internal and external overhead. However, the suggestion won't have much impact on the upcoming budget year.

Councilor Wurzbarger said it would make more sense to look at overhead issues in terms of number of people needed, and that becomes the top of the list for the new revenue.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to recommend including funding for a compensation study from General Fund available cash balances, and that we make a priority in the next budget process of looking at administrative overhead-type issues across divisions, and we can anticipate having those recommended to us next year as a priority for any new funding that we've managed to generate this year.

VOTE: The motion was approved unanimously on a voice vote.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to accept the staff recommendation to include an H.R./Finance/Computer System Liaison as a priority to be funded from cash balances this next year.

VOTE: The motion was approved on a voice vote with Councilors Calvert, Wurzbarger and Dominguez voting for the motion and Councilor Ortiz voting against.

Councilor Wurzbarger recalled from strategic planning that we had "major problems," with the structure of HR. She asked, in accepting this budget, what changes were made which reflected our concern.

Councilor Calvert said four priorities were identified for Human Resources, but we funded only the study and compensation/classification. He said we just discussed the system liaison person, and we also discussed doing the classification study and to find a position to implement it. He believes we have covered most of the initiatives in some form or another in the budget.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the Human Resources budget, as amended.

DISCUSSION: Councilor Wurzbarger said one concern was the issue of performance evaluation, and although we are providing assistance through the City Manager's Office, there is discussion that this is an HR link at the least. She asked how this is going to be reflected in the budget or the new activity as proposed.

Mr. Buller said the evaluation of individual employees is nearing completion of PADPs for every employee. This is a two-step process. The first is to identify jobs required, and the second is to evaluate based on those weighted descriptions. Between these six month processes, HR will take the responsibility, if personnel is available, to train supervisors and managers as to how to use the PADP as a management tool. He will also have training on the contracts. Third, they will be working on taking strategic planning to the department/division level with the assistance of HR.

Councilor Wurzbarger asked the performance objectives for the next year as a department or division.

Nancy Jimenez, HR Analyst, said the training coordinator, Mary Lynn Collins, has already begun to schedule the PADP training, but she is only part time. It is a large task for just one individual to get everything scheduled.

Councilor Wurzbarger said she is concerned about the content of job descriptions which don't fit the job, and asked if there is an agenda to look at this.

Mr. Buller said the classification study done by the Swallow Group two years ago led to the first cut of job description revisions. He said many directors said that wasn't an adequate job, needs to be redone and this has to be part of compensation study.

FRIENDLY AMENDMENT: Councilor Ortiz proposed to amend this budget that instead of giving a 4% across the board raise to non-union employees, that we give a 4% raise to those non-union employees making \$18 per hour and below, and propose a 2% increase for those non-union employees making between \$18 and \$22 per hour, and those over this amount will get a zero percent increase. He wants the fiscal impact of this proposal to be calculated by staff by the Council meeting. **The amendment was friendly to maker and second as long as they see the fiscal information by the Council meeting, and there was no objection to by other Committee members.**

Chair Heldmeyer asked if it is possible to simplify and flatten the number of different positions we have, and asked at what level of detail you need to call these out and to what extent can you be more general and therefore be more flexible about what people can do. She is hearing that what was done by the classification study wasn't detailed enough.

Mr. Buller said they felt like the job descriptions were inaccurate and needed work. However, the recommendation from the classification study did set out standardization about how many classifications of jobs there would be, and recommended that stay relatively static. Different HR directors have had different philosophies about this. He said the tension is that department directors like to have a lot of flexibility, while HR tends not to like flexibility, because it's easier to track when you have as few classifications as possible. He feels this is another function of the classification study which needs to be finished.

Chair Heldmeyer suggested that there could be fewer classifications with more flexibility within each classification. Mr. Buller said this might be a good compromise, saying he likes that flexibility himself, although there are issues.

Ms. Jimenez said unfortunately, many positions in the City were created over several years as more of a career ladder for people to get promoted, get raises, more money and to take on more responsibilities, so eventually they can be promoted to a division or department director. She said we need to look at the structure, and pointed out that the union contracts require specific certifications.

Responding to the Chair, Ms. Jimenez said she is working with the person who posts the job listings to see that the listing is correct before it is sent out, to prevent so many revisions once the list is posted electronically.

VOTE: Motion was approved unanimously on a voice vote.

C. COMMUNITY SERVICES
1.) GCCC RATES

Ms. Roybal reviewed the information with regard to the GCCC rates, including the three scenarios and corresponding revenue. The Memorandum is on page 12 of the packet with the attached information.

Councilor Ortiz said he thought there was a recommendation to move the GCCC to a special revenue fund, and Ms. Raveling agreed.

MOTION: Councilor Ortiz moved, seconded by Councilor to approve the budget along the lines discussed at the May 8th meeting, and move forward with Alternative 1(A)

DISCUSSION: Ms. Roybal said then Councilor Ortiz would like the rest of the recreational facilities to move up in the rate structure.

Councilor Ortiz said, "Why not," and asked the argument against it.

Mr. Soveranez said the Recreation Division wouldn't recommend a rate increase at Salvador Perez and at Ft. Marcy, because they have experienced really good increases on both with the current raise. January was the highest revenue month in the history of the facilities. He said we depend solely on the number of people who come through the doors, and he is concerned that attendance would decrease with a rate increase.

Councilor Ortiz said Mr. Soveranez is now giving the same comments for Salvador Perez as he had about GCCC. He said we are talking about equalizing choices for all City facilities. He said there is an increase at Salvador Perez and Ft. Marcy because people aren't going to GCCC.

Mr. Soveranez is concerned they might not come at all if the fees are increased, because Perez and Ft. Marcy will be close to what private facilities charge, and we can't compete with the private clubs in terms of amenities.

Councilor Ortiz said he was ready to send Recreation to Public Works. He said the Committee is getting different information from different parts of the same department, and needs to know where the department stands. He wants to equalize things in terms of recreational opportunities.

Ms. Rodriguez suggested that the Committee look at the median rate structure, which would be to have GCCC drop its fees somewhat. She said by moving GCCC into a special revenue fund it would be a better fit to have GCCC drop its fees, and then increase Salvador Perez and Ft. Marcy fees somewhat.

Councilor Ortiz understands we can charge more for the special amenities, but other activities can have comparable fees.

AMENDED MOTION: Councilor Ortiz moved, seconded by Councilor Wurzbarger, to amend the motion to go with a blend between Options B and C with staff working the numbers to reduce fees at GCCC, and to provide those numbers before Council.

DISCUSSION: Councilor Wurzbarger likes this suggestion.

Responding to the Chair, Mr. Soveranez said all equipment he has are hand-me-downs from GCCC. When you get used equipment, it must be repaired more often, and when we budget more money to repair the equipment, we get turned down.

Ms. Raveling asked if staff will be able to run the rate analysis for the packets by Friday. Mr. Soveranez said staff will get it done by Thursday.

VOTE: The motion, as amended, was approved unanimously on a voice vote.

D. FINAL QUESTIONS ON DEPARTMENTS

E. NEW REVENUE SOURCES

- **RECC FUNDING RESOLUTION AND AMENDMENT**
 - **STAFFING AND/OR ONLY EQUIPMENT**
 - **FIRE DEPARTMENT REVISED RECOMMENDATION**
 - **AMENDMENT FOR ALLOCATION FOR PARKS**

Councilor Ortiz said it was his understanding all along that the RECC funds would be allocated specifically for public safety, and in particular for public safety capital improvements with no amendments.

Ms. Raveling said the Resolution doesn't limit it to capital improvements. She said the Fire Department would like the flexibility to get staff out of these funds.

MOTION: Councilor Ortiz moved, seconded by Councilor Wurzbarger, to adopt the RECC Resolution as it stands, and to include language that it can be used for capital improvements and/or staffing.

DISCUSSION: Ms. Raveling reiterated that the Resolution doesn't say capital outlay.

Chair Heldmeyer said the City Council will have to allocate the \$2.3 million in some way.

Ms. Raveling said the Police Department allocated its portion and it is included in the budget. The Fire Department said it needed more staff, and the intent of the Council wasn't known even though it wasn't limited to capital outlay. The Fire Department hasn't allocated its portion. There is a Memorandum in the packet from the Fire Department as to how they would like to allocate it, and it's a combination of personnel and equipment.

AMENDED MOTION: Councilor Ortiz moved, seconded by Councilor Wurzbarger, to adopt the RECC Resolution as it stands, to include language that it can be used for capital improvements and/or staffing, and to include the recommendations submitted by the Fire Department, with the caveat that it is our understanding and we are assuming that this money is to be used solely for the purposes of public safety as traditionally defined.

DISCUSSION: Ms. Raveling said it is a special revenue fund for public safety, with a 50% split for Fire and 50% for Police, it is in a separate fund and it is allocated in the budget. She asked if they wanted it specifically limited to capital outlay with regard to Fire.

The Councilors said no.

Chair Heldmeyer said the Committee has talked a lot about not having levels of hierarchy, but what the Fire Department wants to do is to raise three positions to Battalion Chief, as well as an

additional fire marshal and two training captains. She asked if the Fire Department is creating more administrative positions which then will have to be filled by having more front line firefighters underneath.

Chief Rivera said the Training Captains would be part of the bargaining unit, but would be administrative positions. He said the more personnel they hire, means the more support they have to offer the firefighters – such as training to certain medical and fire levels so our ISO ratings don't drop. As personnel grows, we have to keep up with the demands of certification. He said the battalion chiefs are for safety purposes. Currently, the only battalion chief is on the north side of town, noting that the battalion chief actually runs the fire call, the large medical. He said with the Airport station opening, the growth on the south side, it leaves the firefighters exposed for 10-15 minutes until the Battalion Chief gets there and with one of them having to provide the initial command structure which the battalion chief would do.

Chair Heldmeyer asked if there isn't somebody else in charge.

Chief Rivera said there is a Captain who is in charge of the station, but in a large incident, the Captain should be involved with his crew in providing the services the crew would provide if a battalion chief is there.

Chair Heldmeyer asked how many large incidents per year, and asked for that information by the Council meeting.

Chief Rivera said he will provide that information.

VOTE: The motion was approved unanimously on a voice vote.

● **REAL ESTATE TRANSFER TAX [RETT] AND RECREATION TAX**

Ms. Raveling said the decision which needs to be made on the Real Estate Transfer Tax [RETT] and the G.O. Bonds is to schedule an election at some point.

Councilor Ortiz said the Parks Master Plan Resolution calls for a G.O. bond election to fund capital improvements, maintenance, and improvements for parks. Mr. Chavez has advised him that staff is working on needed park improvements for all parks in all four Districts, consistent with the Parks and Open Space Master Plan. Mr. Chavez told him he is working toward a deadline of May 31st to have the draft ready to go through committees – BTAC, Parks and then Policy submittes. This deadline was with the understanding that there would be a special election on the RETT sometime in October 2007. He said the people in Affordable Housing are willing to push that election to the March 2008 General Election, and Parks staff would have more time to get the information prepared.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, that the Finance Committee supports the inclusion of a Real Estate Transfer Tax and the Recreation Tax at the March 2008 General Election.

DISCUSSION: Councilor Wurzbarger said it is time to take a position on these two things, instead of "playing games," so we have target dates. There is a need for affordable housing and for Parks. She would rather spend time building the argument and getting it out in the March 2008 election.

Chair Heldmeyer asked if a decision has been made that the proceeds of the RETT will go to affordable housing.

Councilor Ortiz said no, we don't even have a plan with regard to how much that will produce, much less where to spend it. Staff is supposed to come back with that information.

Councilor Calvert said as discussed, with regard to the RETT, we have identified affordable housing as one of the main beneficiaries, but there is nothing which says it all has to go to affordable housing. He would not like to put two of these before the public at the same time, because they would be competing against each other, and the likelihood of passage decreases when the issues are competing against each other. He suggested we could accomplish both of these initiatives in one with proper structuring, and raise funds for both initiatives by passing one tax. He agrees with a March deadline to get this done. He wants a discussion about this very soon.

Chair Heldmeyer said she will put this discussion on the Finance Committee agenda when people are ready to have this discussion.

Councilor Calvert reiterated that any revenues from this initiative(s) wouldn't be in this budget year.

Councilor Wurzbarger believes we need to demonstrate exactly how we will spend the money and then do it.

The consensus among the Committee is to place this discussion on the agenda for the 1st Finance meeting in June [June 4], along with a report from Parks, a report from affordable housing and then have an open discussion of these items; and if it is the Council's wish, staff could bring multiple recommendations about how these two things can move forward in a non-competitive way.

Councilor Dominguez doesn't want these two items competing at the same election, so he believes one structure would be good.

Responding to the Committee, Chair Heldmeyer said the March 2008 Election may be impacted to the extent and how we have charter amendments on the ballot.

It was pointed out that many of these issues are hung up in the Public Works Committee.

Councilor Calvert would like for legal to answer the legal questions about our authority with regard to the Real Estate Transfer Tax. He said if we make our intention clear to put it on the ballot before January, perhaps the Legislature might decide not to pass legislation preventing the City from doing this.

Councilor Wurzbarger said right now it is legal, which is an argument for doing it now, rather than later.

Chair Heldmeyer would also like information from Yolanda Vigil with regard to the cost to hold a special election.

Councilor Calvert believes we would have had to do something this month to have an election in October.

Chair Heldmeyer would like information as to the feasibility of holding a special election in December. She would also like the City Attorney to be in attendance at the 1st meeting in June.

VOTE: The motion was approved unanimously on a voice vote.

● **ELECTION FOR NEW 1/4% GROSS RECEIPTS TAX**

Chair Heldmeyer said there are two possibilities for a 1/4% increment of GRT. One is an open-ended GRT and the other is a very limited GRT called the Quality of Life Tax which would be for new arts initiatives. Both increments would have to be approved by the voters.

Councilor Wurzbarger said she is interested in the quality of life/arts tax, as long as it is tied to economic development as opposed to generic arts, but is concerned as to how it fits with the previous taxes we are discussing.

Chair Heldmeyer said her concern about the GRT is that it is a very regressive tax, and we already have a very high GRT, and this particular tax is set up very "screwy." You can't say how you will use the money until the tax is passed, but you have to get the voters to pass it. She said many people in the arts community have asked for more money and wanted it in different ways, including personal subsidies for the art, which she doesn't support. She believes most people would look at this as very limited and elitist.

Chair Heldmeyer asked if there is interest in asking staff to pursue the less limited 1/4% GRT approved by the Legislature in the last session. The tax could be used for any general fund purpose including the arts, subject to a referendum.

Councilor Wurzbarger said she will gather information on the two 1/4% increments of the GRT and present it to the Committee.

● **OTHER**

Councilor Wurzbarger asked what happened to the gallery space funding for the new Civic Center. Ms. Raveling said this was approved.

Councilor Wurzbarger asked if the RPA money is in the budget for the amount requested. Ms. Raveling said it is in the budget. Councilor Wurzbarger asked Ms. Raveling to email her the amount which is in the budget.

Councilor Calvert said Ms. Raveling sent the Committee the memorandum about the RECC and the final accounting. In the Memo, she said the County still owes us \$726,000. There is also a cash balance in the reserve of \$327,000, and he believes at least some of this belongs to the City. He said he asked Ms. Raveling and she agrees with him.

Chair Heldmeyer asked the odds of the County agreeing to this.

Ms. Raveling said it was in the JPA amendment which the Council considered last Wednesday, and she pulled that language from the amendment. She said right now, the County will take that cash balance. She noted in her email that she will not be paying the County anything until the County pays the City what it owes the City.

Chair Heldmeyer asked if the County has passed its copy of the Joint Resolution.

Chief Rivera said it was supposed to go to the BCC right after the Council meeting.

Chair Heldmeyer believes that will be next Tuesday, and would like to talk to them before that time.

Councilor Calvert said he understands Ms. Raveling to say that what we passed gave them all of this money. Ms. Raveling said yes.

Councilor Calvert would like to undo what we did. Ms. Raveling pointed out that she has the money.

Chair Heldmeyer said the Council can move to reconsider what we adopted on the RECC at the next meeting specifically to get these funds.

Chief Rivera said there has been discussion about the money in the past, and the County's response is that the Council can always revoke its approval of the JPA and give the County the \$2.3 million again this year.

Councilor Wurzburger said that wouldn't be good and we don't want that to happen.

31. MATTERS FROM THE COMMITTEE

There were no matters from the Committee.

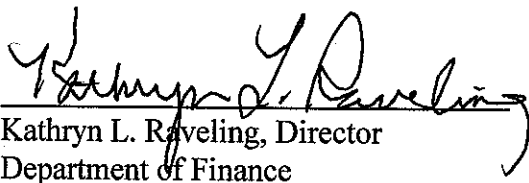
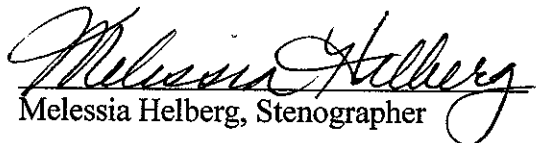
32. ADJOURNMENT

There being no further business to come before the Committee, and the Committee having completed its Agenda, the meeting was adjourned at 8:20 p.m.



Karen Heldmeyer, Chair

Reviewed by:


Kathryn L. Raveling, Director
Department of Finance
Melessia Helberg, Stenographer